

May 20, 2024

VIA ECF & EMAIL

MEMO ENDORSED

The Honorable Katherine Polk Failla
United States District Court
Southern District of New York
40 Foley Square, Room 2103
New York, NY 10007

Failla_NYSDChambers@nysd.uscourts.gov

*Re: Consumer Financial Protection Bureau and the People of the State of New York
v. MoneyGram International, Inc. and MoneyGram Payment Systems, Inc.
Case No. 22-cv-3256 (KPF)*

Dear Judge Failla:

In accordance with this Court's February 6, 2024 order, ECF No. 82, the parties submit the following joint update. On May 16, 2024, the Supreme Court issued its decision in *CFPB v. Community Financial Services Ass'n*, No. 22-448. *See* 2024 WL 2193873 (U.S. May 16, 2024).

In accordance with ECF Rule 8.5, the filing party represents the consent of the other parties to the signing and filing of this joint letter.

Respectfully submitted,

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The Court is in receipt of the parties' status update regarding the Supreme Court's decision in *Consumer Financial Protection Bureau v. Community Financial Services Association of America, Limited*, No. 22-448, 2024 WL 2193873 (U.S. May 16, 2024) ("*CFSA*"). (Dkt. #84). Given the passage of time and the substantial intervening developments in the law since the completion of the parties' briefing, including but not limited to *CFSA* and the Second Circuit's decision in *CFPB v. Law Offices of Crystal Moroney, P.C.*, 63 F.4th 174 (2d Cir. 2023), the Court believes that revised briefing on the motion would most effectively reflect these legal developments and therefore sharpen the issues for resolution at this threshold stage.

To that end, Defendants shall submit their revised motion to dismiss and motion to transfer on or before **June 20, 2024**, which brief shall not exceed 35 pages. Plaintiffs shall file their opposition on or before **July 22, 2024**, which brief shall not exceed 35 pages. Defendants shall file their reply, if any, on or before **July 26, 2024**, which brief shall not exceed 18 pages. These briefs shall supersede those previously filed in this action.

The Clerk of Court is directed to terminate the pending motion at docket entry 30, and to lift the stay in this case.

Dated: May 21, 2024
New York, New York

SO ORDERED.

A handwritten signature in blue ink, reading "Katherine Polk Failla".

HON. KATHERINE POLK FAILLA
UNITED STATES DISTRICT JUDGE